IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated : Nainital the 29th day of August 2005

Criminal Misc. Bail Application No.763/2005

Order on the bail application of accused

CRIMINAL SIDE

Roshan Lal
S/o Late Sukhvir Singh
R/o Vyas Nadi Haripur
P.S. Kalsi
District Dehradun …….. Applicant

Versus

State of Uttaranchal …...Opposite Party

Arising out of case crime No.10/2005
U/s 302, 120-B I.P.C.
P.S. Kalsi
District – Dehradun

Hon'ble J. C. S. Rawat, J.

Heard Sri Vinod Sharma learned counsel for the applicant and learned A.G.A. for the State.

Perused the record. The prosecution has filed the statement of Neelam, who is the witness of the incident. She has stated that the applicant is the main assailant. The other witness-Dileep Singh has seen the applicant running from the place of incident. It is also in the evidence that the deceased was subjected to cruelty prior to the commission of offence. Considering the facts, totality and circumstances of the case, it is not a fit case for bail.

Therefore, the bail application is rejected.

Dated 29.08.2005 **(J.C.S. Rawat, J.)**

LSR